



Patent
Attorney's Docket No. 034227-437

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)	MAIL STOP PETITION
Jean-Michel BERNARDON et al.)	Group Art Unit: 1625
Application No.: 10/676,089)	Examiner: Evelyn Mei Huang
Filed: October 2, 2003)	Confirmation No.: 8389
For: STILBENE COMPOUNDS)	
COMPRISING AN ADAMANTYL)	
GROUP, COMPOSITIONS AND)	
METHODS THEREOF)	

**PETITION TO ACCEPT A DELAYED CLAIM FOR BENEFIT OF EARLIER FILING
DATE IN THE UNITED STATES UNDER 35 U.S.C. § 120 (37 C.F.R. § 1.78)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby petition, in accordance with 37 C.F.R. § 1.78(a)(3), the Commissioner to accept a delayed claim for benefit of an earlier filing date in the United States under 35 U.S.C. § 120 from United States Patent Application No. 09/788,469, filed February 21, 2001, of which the present application is a continuation; and from United States Patent Application No. 09/002,040, filed December 31, 1997, of which Application No. 09/788,469 is a divisional.

(1) The reference required by 35 U.S.C. § 120 and 37 C.F.R. § 1.78(a)(2) to the earlier-filed applications whose benefit is claimed is being added to the instant specification concurrently herewith in a Reply and Amendment submitted October 26, 2004 in the present application. 37 C.F.R. § 1.78(a)(3)(i).

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**Petition To Accept A Delayed Claim For Benefit Of Earlier Filing Date In The
United States Under 35 U.S.C. S 120 (37 C.F.R. S 1.78)**

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(2) Applicants state that the entire delay between the date the claim was due under paragraph (a)(2)(ii) of 37 C.F.R. § 1.78 and the date the claim was filed (which is also the date of this petition) was unintentional. 37 C.F.R. § 1.78(a)(3)(iii).

(3) The surcharge set forth in § 1.17(t) as required by 37 C.F.R. § 1.78(a)(3)(ii) is paid as follows:

A check in the amount of \$1,370.00 in enclosed.

Charge any additional fees which may be required or credit any overpayment to deposit account 02-4800. A duplicate copy of this paper is attached.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: October 26, 2004

By: Mary Katherine Baumeister
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